UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/898,736	07/23/1997	THEO COPPENS	61944	6351

7590	12/12/2003

FITCH EVEN TABIN AND FLANNERY
SUITE 900
135 SOUTH LASALLE STREET
CHICAGO, IL 606034277

EXAMINER

ART UNIT	PAPER NUMBER

DATE MAILED: 12/12/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.

EXAMINER

ART UNIT	PAPER

121103

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 CFR 1.192(c)

The brief does not contain a correct statement of the issues presented for review as required by 37 CFR 1.192(c)(6). Appellants did not properly state, nor argue, the new matter rejection based on the phrase "at least about 1 x 10 per gram." Appellants have treated this rejection as being based on 35 USC 112 second paragraph rather than first paragraph. Appellant is required to comply with provisions of 37 CFR 1.192(c).

To avoid dismissal of the appeal, Appellant must comply with the provisions of 37 CFR 1.192(c) within the longest of any of the following TIME PERIODS: (1) ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication; (2) within the time period for reply to the action from which appeal has been taken; or (3) within two months from the date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

Curtis E. Sherrer, Esq.
Primary Examiner.

PTO-90C (Rev.04-03)